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(F)001

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

WRIT PETITION NO. 1854 OF 2003

PETITIONER :

Pushpendra Kumar Kaushik, S/o Late Sri Bhagirathi Kaushik, aged about 30 years, R/o Village – Akaltara, Tah. - Janjgir, Dist. Janjgir-Champa (C.G)

P. R. No. .....20/6/03.....
Presented by Shri Sunil Sahu....
dated .....21.6.03.....

VERSUS

RESPONDENTS :

(1) The State of Chhattisgarh, through Commissioner, Bhu Abhilekh and Settlement Chhattisgarh Raipur (C.G.)

(2) Settlement Officer Bilaspur (C.G.)

(3) Collector, Janjgir-Champa (C.G.)

(4) Deputy Collector, Janjgir-Champa(C.G.)

उपयुक्त आयुक्त
एल.के. शुक्ला
बिलासपुर (छ.ग.)
बिलासपुर तहसील कोर्ट

WRIT PETITION U/A 226/227 OF THE CONSITITUTION OF INDIA

HIGH COURT OF CHHATTISGARH AT BILASPUR

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Writ Petition No. 1854 of 2003

Petitioner Pushpendra Kumar Kaushik

Versus

Respondents The State of C.G. & Others

Single Bench : Hon'ble Mr. Justice **Satish K. Agnihotri**.

Shri Sunil Sahu, counsel for the petitioner.

Shri Sunil Otwani, panel lawyer for respondents.

ORAL ORDER

(9th March, 2006)

The following order of the Court was passed by **Satish K. Agnihotri, J.**

1. The father of the petitioner, late Shri Bhagirathi Kaushik was employed as Revenue Inspector, in the office of the Settlement Officer, at Bilaspur. He died on 1.9.99, in harness. The petitioner, who happens to be son and dependant of late Shri Bhagirathi Kaushik, filed an application on 27.9.99 (Annexure P-1) for compassionate appointment.

2. The Deputy Collector, Janjgir Champa, (Land Records Branch) vide order dated 12.7.2000 (Annexure P-4) informed to the petitioner that the petitioner would not be appointed as Assistant Grade-III, on the ground that the petitioner did not possess Hindi typing test certificate, as such the petitioner can be appointed for Patwari Prasikshan after obtaining the permission from Commissioner Land Records and Settlement, Gwalior. No order as on date has been passed.

3. The petitioner has filed this petition, seeking a direction against the respondents for grant of appointment on the compassionate ground.

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4. This Court in a batch of petitions, in W.P. No. 2796/2004 along with other connected matter dealing with appointment of dependants of deceased employees, on compassionate basis, passed the order on 20th December, 2005, to the following effect:

> "In view of the submissions made by learned counsel appearing for the parties, without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the State and the authorities concerned to consider and decide the cases of the petitioners/dependants of the employees who died on 1.11.1997 and thereafter in accordance with the policy which was in force at the time of death of the employee. Each and every individual case will be decided and if the person found eligible, appointment orders will be issued as early as possible on or before **30th April, 2006.** The petitioners are also directed to render due co-operation to the authorities. It is made clear that if any grievance still remains, the petitioners may avail the remedy available under the law including filing of the petition before this Court".

5. This case is squarely covered by the order dated 20th December, 2005, passed by this Court in W.P. No. 2796/2004, with several other connected matters.

6. Accordingly, the writ petition is disposed of in accordance with the order dated 20th December, 2005 (Supra). No order as to costs.

Sd/-
Satish K. Agnihotri
Judge